**THE HON'BLE MR JUSTICE RAMESH RANGANATHAN**

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**WRIT PETITION No.5251 of 1995**

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**Dated 27-02-2006**

Between:

Gundu Prakash.

**..... PETITIONER**

AND

Govt.of A.P Rep. by its Principal Secretary
F&P(FWFC.II) Department, Hyderabad & others.

**.....RESPONDENTS**

**THE HON'BLE MR JUSTICE RAMESH RANGANATHAN**

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**WRIT PETITION No.5251 of 1995**

**O R D E R:**

In this writ petition, the petitioner seeks a direction to the respondents to refix his scale of pay as per Revised Pay Scale, 1993 and G.O.Ms.No.162, dated 20-05-1993 and to revise the subsistence allowance as per the revised pay scale and to set aside Rule 6(d) read with Rule 5(9) of G.O.Ms.No.162, dated 20-05-1993, by declaring the said G.O. to that extent as invalid, arbitrary and contrary to the Articles 14 and 21 of the Constitution of India.

Sri M.V.Raja Ram, learned counsel for the petitioner, would submit that subsequent to filing of the writ petition, petitioner's suspension was revoked, that he was permitted to join duty and that he is continuing in service as on today.

The cause in the writ petition relates to payment of subsistence allowance based on the revised pay scale and since the petitioner has been reinstated, the cause does not survive. The writ petition is accordingly dismissed as infructuous. No order as to costs.

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27-02-2006

usd